

**LOUISVILLE METRO COUNCIL  
REGULAR MEETING  
MAY 15, 2008  
6:00 PM  
METRO COUNCIL CHAMBERS**

**CALL TO ORDER:** President King called the **May 15, 2008** Louisville Metro Council meeting to order at 6:00 PM. He asked all to rise and join in the Pledge Allegiance to the flag.

PRESIDENT KING: Madam Clerk, a roll call please.

**ROLL CALL:**

JUDY GREEN: PRESENT  
BARBARA SHANKLIN: PRESENT  
MARY WOOLRIDGE: PRESENT  
DAVID TANDY: PRESENT  
CHERI HAMILTON: PRESENT  
GEORGE UNSELD: PRESENT  
KEN FLEMING: PRESENT  
TOM OWEN: PRESENT  
TINA WARD-PUGH: PRESENT  
PRESIDENT JIM KING: PRESENT  
KEVIN KRAMER: PRESENT  
RICK BLACKWELL: PRESENT  
VICKI WELCH: PRESENT  
BOB HENDERSON: PRESENT  
MARIANNE BUTLER: PRESENT  
KELLY DOWNARD: PRESENT  
GLEN STUCKEL: PRESENT  
JULIE RAQUE ADAMS: PRESENT@6:30 pm  
HAL HEINER: PRESENT  
STUART BENSON: PRESENT  
DAN JOHNSON: PRESENT  
ROBIN ENGEL: PRESENT  
JAMES PEDEN: PRESENT  
MADONNA FLOOD: PRESENT  
DOUG HAWKINS: PRESENT  
ELLEN CALL: PRESENT@6:38pm

CLERK: There are 26 members PRESENT. A quorum was established.

**ADDRESSES TO COUNCIL:**

PRESIDENT KING: Madam Clerk, are there any addresses to council?

CLERK: Yes, sir

The following spoke:

**Daryl Norris – Trail fee for golf cards in Metro Golf**  
**Joan Smith – The Lifehouse project**  
**Cathy Hinko- Affordable Housing**  
**Tiffany Smith – Affordable Housing**  
**Becky Roehrig - Affordable Housing**

### **APPROVAL OF COUNCIL MINUTES**

PRESIDENT KING: Thank you, Madam Clerk. Next, we have approval of Council minutes for the regular Council Meeting of April 24, 2008.

Are there any corrections or deletions? May I have a motion for approval?

COUNCILWOMAN WOOLRIDGE: So moved.

COUNCILWOMAN WELCH: Second

PRESIDENT KING: I have a motion and a second. The minutes have been properly moved and seconded. All those in favor, say aye.

ALL: Aye

All those opposed, by like sign.

The ayes have it.

**Those minutes are approved as written.**

### **APPROVAL OF COMMITTEE MINUTES:**

PRESIDENT KING: Next, we have approval of the following committee minutes:

Regular: Appropriations, NDFs and CIFs – May 8, 2008

Regular: Budget – May 7, 2008

Regular: Committee of the Whole – April 24, 2008

Regular: Committee on Committees – May 13, 2008

Regular: Contracts – May 5, 2008

Regular: Health and Human Needs – May 7, 2008

Regular: Labor & Economic Development – May 8, 2008

Regular: Minority & Community Affairs – May 5, 2008

Regular: Oversight Committee on Government Accountability & Audit – April 23, 2008

Regular: Planning/Zoning, Land Design & Development – May 6, 2008

Regular: Public Safety – May 6, 2008

Regular: Rules, Ethics and Appointments – May 7, 2008

Regular: Transportation/Public Works – May 5, 2008

PRESIDENT KING: Are there any corrections or deletions? May I have a motion for approval?

COUNCILWOMAN WOOLRIDGE: So moved.

COUNCILMAN PEDEN: Second.

PRESIDENT KING: I have a motion and a second. All those in favor, say aye.

All: Aye

All those opposed. The ayes have it.

**These minutes are approved as written.**

### **COMMUNICATIONS FROM THE MAYOR:**

PRESIDENT KING: Madam Clerk, are there any communications from the mayor?

CLERK HERRON: Yes, sir.

May 14, 2008

President Jim King  
Louisville Metro Council

Kathy Herron, Clerk  
Louisville Metro Council

Re: Call of a Special Meeting of the Louisville Metro council

Dear President King and Ms. Herron:

Pursuant to KRS 67C.103 (9), 67C.105 (5) and Section 3.07 of the Rules of the Louisville Metro Council, I am hereby giving notice and calling a **SPECIAL MEETING**, of the Louisville Metro Council for Thursday, May 29, 2008 at 2:00 PM EDT in the Metro Council Chambers of Metro Hall. The purpose of the meeting is to present the Louisville Metro Government Operating and Capital Budgets for Fiscal Year 2008-2009.

Sincerely,

*/s/ Jerry E. Abramson*

/s/ Jerry E. Abramson  
Mayor

Cc: Metro Council Members

May 12, 2008

Mr. Jim King, President  
Metro Council  
601 West Jefferson Street  
Louisville, KY 40202

Dear President King:

In accordance with the Code Enforcement Board Ordinance, I am appointing the following to the **Code Enforcement Board**.

<b>Name</b>		<b>Term</b>
Charles Diggs	New Appointment	May 27, 2010
Barbara Kalkhof	New Appointment	May 27, 2011

Your prompt action on these appointments is most appreciated.

Sincerely,

*/s/ Jerry E. Abramson*

Jerry E. Abramson  
Mayor

JEA/set

cc: Councilman Ken Fleming enclosure

e-copy to MCC  
Councilman George Unseld enclosure

May 12, 2008

Mr. Jim King, President  
Metro Council  
601 West Jefferson Street  
Louisville, KY 40202

Dear President King:

In accordance with the Regional Airport Authority Ordinance, I am reappointing Earl Jones, Jr. to the **Regional Airport Authority**. This appointment will expire on April 1, 2012.

Your prompt action on this appointment is most appreciated.

Sincerely,

*/s/ Jerry E. Abramson*

Jerry E. Abramson  
Mayor

JEA/set

cc: Councilman Ken Fleming enclosure  
e-copy to MCC  
Councilman George Unseld enclosure

May 12, 2008

Mr. Jim King, President  
Metro Council  
601 West Jefferson Street  
Louisville, KY 40202

Dear President King:

In accordance with the Transit Authority of River City (TARC) Board Ordinance, I am appointing Tawanda Lewis to the **TARC Board**. This appointment will expire on June 30, 2011.

Your prompt action on this appointment is most appreciated.

Sincerely,

*/s/ Jerry E. Abramson*

/s/ Jerry E. Abramson  
Mayor

JEA/set

cc: Councilman Ken Fleming enclosure  
e-copy to MCC  
Councilman George Unseld enclosure

CLERK: And if you will indulge me a moment.  
PRESIDENT KING: Take all the time you need.  
You do a fabulous job of keeping all this stuff straight.

CLERK: I received a late communication from the mayor's office.  
I would like to -- here it is.

PRESIDENT KING: While you're doing that Madam Clerk, let me comment on the special call.  
I believe we had anticipated that on our scheduling this year.  
And that Thursday date would coincide with the -- what we expected in our schedule this year is that right.

CLERK: Yes, sir, but not the time.

PRESIDENT KING: Not the time.

It's at 2 p.m.

CLERK: That's right.

PRESIDENT KING: So I would anticipate that we would have the special call at 2 p.m. probably recess  
after the presentation of the budget for some period of time.  
And then reconvene and complete our regular meeting.  
But that's something that we will talk about as -- I'll probably bring it to the Committee on Committees and  
we'll discuss that.

CLERK: Thank you, sir.

May 14, 2008

Mr. Jim King, President  
Metro Council  
601 West Jefferson Street  
Louisville KY 40202

Dear President King:

In accordance with the Criminal Justice Commission Ordinance, I am appointing Judge Judith  
Bartholomew to the Criminal Justice Commission. This appointment will expire on June 30, 2009.

Council approval of this appointment is not required.

Sincerely,

*/s/ Jerry E. Abramson*

/s/ Jerry E. Abramson  
Mayor

JEA/set

cc: Councilman Ken Fleming  
e-copy to MCC

PRESIDENT KING: Thank you, those that require referral will be referred to the rules, ethics and  
appointments committee.

### **INTRODUCTION OF PAGES:**

PRESIDENT KING: Councilwoman Green, do you have pages present this evening?

COUNCILWOMAN GREEN: Thank you, Mr. President.

The fantastic four.

When you hear the title of this bio, you may think of the super heroes in the movie the Fantastic Four.

But the fantastic four I'm speaking of is Jeremiah, Jamari, Nostradamus.

And Jeremy isn't present tonight with us.

But these are four courageous, well mannered, intelligent, talented, young African-American boys who can light up a world just because of who they are and where they've been and what they've been through. Having Jeremy for 11 years -- I'm sorry; having Jeremy for 11 years, Jeremiah, and -- and the others for eight years has truly been more of a blessing than a trial or tribulation according to mother Deandra Cole who is also aunty to one of these boys as well as friend.

She's the adopted mother of all of these boys that you see here tonight.

Often calling Jeremiah the granddaddy of the four because when Mom is not around, he's going to let the others know what they are doing wrong or what they are doing right.

Being challenged with only having one eye to see, Jeremiah has still managed to be one of the brightest students attending Farnsley Middle School.

Making honor roll grades and catching pop flies while playing baseball for Rockford Lane little league youth sports program.

He also enjoys looking through his telescope to study the stars and the space.

Jeremy, the most athletic of the four, will always be somewhere doing one or two things.

Either reading or working on his basketball game to become the next Chauncey Billups.

The other Nostradamus AKA Nas, we like to call him Nas the final and youngest two of the fantastic four are truly a handful.

Both attend Wellington Traditional Elementary School.

Jamari, free spirited with that charming smile is always willing to help wherever help is needed.

He's an average student having a knack for social studies and science.

Often you may find Jamari in the house when others are out playing.

But he's not just sitting watching TV.

He's usually watching one of his favorite movies, the Great Debaters.

Nas has been an honor roll student since entering Wellington Traditional.

You may have seen him in the neighborhood section of the Courier Journal in December '07 participating in a production of Christmas around the world with his teacher, Mr. Tierney, from Wellington Traditional School.

Nas is also involved in many activities outside of school such as the NBA basketball league, Rockford Lane Little League baseball where they call him Frank Thomas, the big hurt.

And recently he joined the youth usher Board ministry of Saint Stephen's Baptist church.

These young men also were very instrumental in helping me to campaign to become the District 1 Council person.

For that, I am eternally grateful.

Though they all have faith, oppositions, the word can't is not a part of their or their family's vocabulary.

Colleagues, won't you please help me welcome my District 1 constituents Nostradamus, Jeremiah and Jamari.

And I do have certificates for them tonight.

And I'll read one of them.

And it says the same to all of them.

*To all whom these letters shall come.*

*Greetings knowing that the Louisville Metro government legislative Council hereby honors and dedicates this proclamation to Jeremiah Wilson, Jamari and to Nastrodamus Furman.*

*Of Farnsley Middle School and Wellington Middle School respectively in appreciation of your outstanding contributions to this community and District 1 we here by confer this honor with all of the rights, privileges and responsibilities there unto pertaining in testimony whereof we have caused these letters to be made and the seal of the Louisville Metro government to be hereunto affixed done in Louisville the 16th day of May 2008.*

*Dr. Judith Green First District Councilwoman.*

And would their mom please stand.

## **GUESTS:**

PRESIDENT KING: Thank you Councilwoman Green  
Councilman Tandy, will you introduce your guests? You have the floor.

COUNCILMAN TANDY: Friends and colleagues ere in Metro Louisville we are blessed to have two organizations that are comprised of young professionals who want to help Louisville become the world-class city that we all want it to be.

And so that's why on Saturday, June the 7th I'll be partnering with Brightside and the Louisville Urban League professionals and the Young Professionals Association of Louisville to hold a Smoketown neighborhood cleanup and campaign against litter.

Volunteers will gather at 9:30 a.m. at the Presbyterian Community Center.

It's located at 701 South Hancock Street and then go out into the neighborhood to make a difference in our community and encourage others to pick up trash -- other residents to come and pick up trash, to beautify their neighborhoods and play an active role in bettering their community.

Now following the cleanup in the Fourth District, we believe in the miraculous drawing power of the grill. And there will be a barbeque after the cleanup.

And so we want to use that to entice others to come out and help us out, as well.

So there will be a celebration for the volunteers at noon at the Presbyterian Community Center.

So we need other -- more people to come and volunteer to help us out.

Because we recognize the sooner that we get the trash picked up and the more people we get involved in this, the sooner we get to eat. All right?

So what we're asking everyone to do is to go to I believe it's on the web site for both organizations for the Louisville Urban League Young Professionals and for young professionals association of Louisville on their web site to fill out the volunteer form and have it turned in by May 30th so you can participate in this community cleanup.

And so, tonight to go into it a little bit more detail what I've done is I've asked Tawanda Lewis, who is the president of the Young Professionals Organization, yes, the same Tawanda Lewis that will be coming before us for approval to be on the TARC Board.

So if anybody has any questions, they can ask about her background now.

And also to have with us Chris Spalding who is the president of YPAL to be here with us as well to talk in a little bit more detail what this group of young professionals is doing to help make Louisville the world class city we all want it to be.

CHRIS SPALDING: Thank you, Councilman Tandy.

We appreciate the opportunity to address the group tonight.

Very distinguished group.

In front of you you have a little bit of information about YPAL.

It's mission is to connect and engage Louisville's young professionals through community professional and social opportunities.

And so what we look to do is to engage the young professionals in town and connect them through leadership opportunities.

So when bright side contacted YPAL to participate in the Green Tie Bash we were thrilled at the opportunity.

It gave us the opportunity to get folks involved in leadership and to give back to the community through their downtown beautification effort.

So I'll turn it over to Tawanda Lewis.

She will tell you a little bit about the effort with the Green Tie Bash.

We raised quite a bit of money.

My closing remark is if you've got somebody that you think would benefit from this and would like to get involved with leadership I encourage you to please send them our way.

Our web site address is on this sheet here.YPAL.org My mug is all over that web site and my e-mail address. Send them my way.

We'll get them involved. We have all kinds of community and committee opportunities for folks to get involved with leadership in the city here.

So thank you very much for your time tonight.

TAWANDA LEWIS: Thank you, Chris, as David said The Louisville Urban League Young Professionals is actually an auxiliary of the Urban League. Our mission is somewhat like that of the Urban League to support the underserved and the disadvantaged.

So the second year that the Green Tie Bash took place was this past year in March.

It was the first year that the Louisville Urban League Young Professionals was involved.

Because our mission is to help the disadvantaged and the underserved we brought the community service aspect.

So we met with David and said we really want to make sure that this is the purpose to this party.

There is a purpose to the party so on March 1st our Green Tie Bash raised \$10,000 and parts of those proceeds went to fourth Street lodge for beautification.

The rest of the proceeds will help Smoketown Shelby Park in that underserved area.

We're excited and thrilled to be a part of it.

Ironically, David was the first president of the Urban League Young Professionals and Cynthia Knappek of Brightside was the vice president of the Young Professional Association of Louisville.

So this definitely Metro Government ties to both of these organizations.

More importantly I think a lot of professionals in Louisville are seen as an organization that's very self-serving and we really wanted the Council to know that we have a strong passionate group of young professionals that are in Louisville that Chris and I both work diligently to help keep in Louisville and we're also here to serve you.

So don't forget about us.

And just to let you know that we are there to serve and whether it's on a political standpoint or community service standpoint keep us in mind for your Boards and your neighborhood associations because we're available. So thank you for your time today.

COUNCILMAN TANDY: Mr. President, I also have one other guest with me, as well.

So I'm going to ask Jim Segrest if he would come up with us.

Bill Warner can come up here as well.

Bill isn't providing legal advice on this one.

We know we can do this.

And we're within the letter of the law on this.

But a little birdie says that Jim Segrest is about to retire as the president of the Butchertown Neighborhood Association.

Now anybody who knows Jim doesn't believe that for a second.

He may not have the title.

But he will still be very intimately involved in making sure that Butchertown continues to become the thriving community that it is.

And I'm sure Councilwoman Ward-Pugh knows that, as well.

Maybe he'll go more on District 9's side now.

And talk to you know her office.

But we're -- we wanted to take this opportunity to recognize Jim for the service and the work that he's provided not only to the Butchertown neighborhood but to our community as a whole.

Because I think all of us recognize that neighborhoods aren't made of brick and mortar.

But they are made of the people that reside in that neighborhood.

And Jim Segrest has certainly been the glue, if you will, or the concrete that binds that community together.

So tonight we wanted to present to Jim this recognition of his service.

And if you would indulge me, I'll read it.

It says that *Whereas Jim Segrest served as the Butchertown -- served the Butchertown neighborhood for 40 years.*

*And his name is synonymous with the neighborhood.*

*And whereas he has purchased and renovated 18 homes in the neighborhood.*

*And has led a crusade to preserve and restore the area and others like it.*

*And whereas after seven years as a neighborhood association president, following a tenure as the president in the 1980s and president of the Butchertown incorporated development group, he recently stepped down.*

*And whereas his efforts have made a positive influence on not just Butchertown but the entire community, he has served in city County Planning Commission staff from 1965 to 1973.*

*And he obviously started serving when he was two years old.*



*How can you do that?*

*And supervising the development of the Butchertown neighborhood association plan, which is -- which was the first in the city.*

*Therefore it is with deep gratitude that we celebrate his service, contributions and dedication to improving the quality of life for residents and we here by confer this honor with all of the rights privileges and responsibilities pertaining in testimony whereof we caused these to be made done in the Commonwealth in Kentucky on this the 15th day of May.*

Thank you for your service.

JIM SEGREST: Thank you very much.

PRESIDENT KING: That was a good speech by Mr. Segrest.

Madam Clerk would you let the record reflect that Councilwoman Adams and Councilwoman Call are Clerk: So noted.

PRESIDENT KING: Councilman Stuckel, do you have guests?

COUNCILMAN STUCKEL: Mr. President and Council members and audience, I know you're thinking not one more Boy Scout. But this is an important one.

A couple of weeks ago I had another family here that was a scouting family.

I have with me here today Greg Gatson who is the scoutmaster at Epiphany Catholic Church, which is in Hal Heiner's District.

He has a good story to tell and I think there's a good reason to tell it.

Greg, go ahead.

GREG GATSON: Thank you, back last September a co-worker of mine suffered a heart attack at work. Fortunately I work with a great group of people at AT & T.

And one of my co-workers Ann Butler had the presence of mind to realize that Randall Rent who suffered the heart attack was not breathing normally.

Ann got up, checked on him, and found him unconscious at his desk and she called for help.

A whole group of AT & T employees responded.

And by the time I got there, about the only task left was the one to administer CPR.

Fortunately, I received CPR training through Boy Scouts just a short time before.

And I found that it works well.

We were very fortunate in that Randall did survive his episode.

And is now back working part time at our work.

Needless to say, I'm a firm believer in anyone taking CPR training if it's offered.

Thank you.

COUNCILMAN STUCKEL: The reason I said it's important is because I think everybody, every adult and teenagers for that matter should take CPR training.

Even though the incidents of survival is relatively small, this is a case where it did work.

And he was able to save a person's life.

And it was his scout training that did it.

Although you don't have to be a scout to get CPR training.

So I had this proclamation drawn and it says *whereas Greg is a Boy Scout leader with troop 71.*

*Whereas Greg received leadership and first aid training through his involvement in scouting.*

*And whereas Greg used this knowledge on September 4th, 2007 to help save the life of a co-worker by assessing his condition and eventually administering CPR.*

*And whereas Greg's ability to act calmly and decisively in this type of situation speaks well of him and the benefits of scouting.*

*Now therefore be it resolved that the Louisville Metro Council recognizes Greg as an outstanding citizen and thanks him for his service to the community.*

Greg, you're recognized.

PRESIDENT KING: Thank you Councilman Stuckel

## **CONSENT CALENDAR:**

PRESIDENT KING: Our next order of business is the consent calendar. The consent calendar comprises items 18- 30. Are there any additions or deletions? Councilman Owen.

COUNCILMAN OWEN: Thank you, President King.

Yes, item 30, I would like to move it to old business.

PRESIDENT KING: Without objection, Item 30 moves to old business. The consent calendar now comprises of items 18-29. Do you agree with that, Madam Clerk?

CLERK: yes sir.

PRESIDENT KING: Madam Clerk, a second reading of these items.

18. R-72-04-08 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION - \$301,600.00).

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Contracts  
**Primary Sponsor:** Tom Owen

19. R-73-04-08 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A BICYCLE PRIORITY CORRIDOR IMPROVEMENT PROJECT.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Tom Owen

20. R-75-04-08 A RESOLUTION AUTHORIZING THE MAYOR'S SIGNATURE ENTERING INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET CONCERNING A CORRIDOR MANAGEMENT PLAN FOR THE RIVER ROAD SCENIC BYWAY.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Tom Owen

21. AP50708GT APPOINTMENT OF GERALD TEMES TO THE LOUISVILLE/JEFFERSON COUNTY METRO BOARD OF HEALTH, TERM EXPIRES JULY 31, 2010.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Rules, Ethics, & Appointments

22. O-86-04-08 AN ORDINANCE AMENDING ORDINANCE NO. 226, SERIES 2006 RELATING TO THE LOUISVILLE ARENA ZONE FOR THE LOUISVILLE ARENA PROJECT

**Status:** On Council Agenda - Consent Calendar

**Committee:** Budget  
**Primary Sponsor:** Jim King

23. O-71-04-08 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND ORDINANCE NO. 126, SERIES 2007, RELATING TO THE FISCAL YEAR 2007-08 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$10,000 IN FUNDS FROM THE CAPITAL CUMULATIVE RESERVE FUND FOR CAPITAL INFRASTRUCTURE FUND PROJECTS RELATED TO METRO COUNCIL DISTRICT 12 TO THE GENERAL FUND NEIGHBORHOOD DEVELOPMENT FUND FOR METRO COUNCIL DISTRICT 12.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Rick Blackwell

24. O-67-04-08 AN ORDINANCE AMENDING ORDINANCE NO. 98, SERIES 2005 BY TRANSFERRING \$83,000 IN MAP FUNDS FROM A COMPLETED PROJECT TO A NEW PROJECT TO ALLOW EMERGENCY SAFETY REPAIR TO PROCEED ON REHL ROAD.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Budget  
**Primary Sponsor:** Vicki Welch

25. O-79-04-08 AN ORDINANCE APPROPRIATING \$10,000 FROM THE DISTRICT 12 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO MUSIC THEATRE LOUISVILLE, INC. FOR 600 DISTRICT 12 RESIDENTS TO ATTEND MUSICAL PRODUCTIONS AT IROQUOIS AMPHITHEATER AND FOR 16 HIGH, MIDDLE AND ELEMENTARY SCHOOL STUDENTS FROM DISTRICT 12 TO ATTEND BROADWAY BOOT CAMP.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:** Rick Blackwell

26. O-78-04-08 AN ORDINANCE APPROPRIATING \$8,854.83 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS TO THE DEPARTMENT OF SOLID WASTE MANAGEMENT (DSWM) FOR EQUIPMENT, SALARIES AND OVERTIME TO FACILITATE A COMMUNITY JUNK DROP-OFF AT THE NEWBURG COMMUNITY CENTER, IN CONJUNCTION WITH OPERATION BRIGHTSIDE'S COMMUNITY-WIDE CLEAN UP.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:** Barbara Shanklin

27. O-70-04-08 AN ORDINANCE APPROPRIATING \$12,000 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE PLANNING AND DESIGN OF AN EXPANDED PARKING LOT AT CROSBY PARK IN MIDDLETOWN.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:** Hal Heiner

28. O-87-04-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS COLLEGE REFUNDING AND IMPROVEMENT REVENUE BONDS, SERIES 2008A AND SERIES 2008B (BELLARMINE UNIVERSITY PROJECT) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$43,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO BELLARMINE UNIVERSITY INCORPORATED TO FINANCE AND REFINANCE THE COSTS OF THE COMPLETION OF THE CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN APPROXIMATELY 33,350 SQUARE FOOT FACILITY CONSISTING OF CLASSROOMS AND FACULTY OFFICES, THE CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN APPROXIMATE 38,900 SQUARE FOOT RESIDENCE HALL LOCATED AT 2001 NEWBURG ROAD, THE REFUNDING OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COLLEGE REFUNDING AND IMPROVEMENT REVENUE BONDS, SERIES 2006 (BELLARMINE UNIVERSITY PROJECT), AND TO FINANCE CERTAIN COSTS OF ISSUANCE; AUTHORIZING THE BOND INDENTURES, LOAN AGREEMENTS, BOND PURCHASE AGREEMENTS AND OTHER RELATED DOCUMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS .

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Jim King

29. R-74-04-08 A RESOLUTION COMMENDING GOVERNOR STEVE BESHEAR, LOUISVILLE METRO MAYOR JERRY ABRAMSON, ECONOMIC DEVELOPMENT SECRETARY JOHN HINDMAN, AND GREATER LOUISVILLE INC. PRESIDENT JOE REAGAN ON THEIR VISIT TO FORD MOTOR COMPANY HEADQUARTERS IN DEARBORN, MICHIGAN.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Labor & Economic Development  
**Primary Sponsor:**  
Rick Blackwell  
Barbara Shanklin  
Dan Johnson  
David Tandy  
Judy Green  
Madonna Flood  
Marianne Butler  
Mary C. Woolridge  
Robert Henderson  
Vicki Welch  
Dan Johnson  
Tom Owen

PRESIDENT KING: Thank you, Madam Clerk.  
May I have a motion for approval?

COUNCILMAN ENGEL: Motion to approve.

COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT KING: The Consent Calendar has been properly moved and seconded and calls for a roll call vote. Madam Clerk, please open the voting.

**Voting Result : Consent Calendar**

JUDY GREEN: YES  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: YES  
DAVID TANDY: YES  
CHERI HAMILTON: YES  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK: There were 26 yes votes.

PRESIDENT KING: **The Consent Calendar passes.**

**OLD BUSINESS:**

PRESIDENT KING: The next item of business is Old Business. Madam Clerk, a reading of Item 30.

COUNCILMAN OWEN: Mr. President.

PRESIDENT KING: Councilman Owen.

COUNCILMAN OWEN: Mr. President, this issue, this ordinance, relates to an issue that while I personally don't think there's a conflict of interest, I would like to step away and let the Council make a decision on it. And then return to the floor.

PRESIDENT KING: Your request is approved.

It's noted for the record that you will not be present for the discussion of this item or its vote.

COUNCILMAN OWEN: Thank you.

CLERK: So noted.

PRESIDENT KING: Madam Clerk, a reading of item 30.

Councilman Owen left the chamber.

30. R-70-04-08 A RESOLUTION REQUESTING THE LOUISVILLE METRO DEPARTMENT OF PLANNING AND DESIGN SERVICES TO EXAMINE PLASMA, BLOOD COLLECTION CENTERS AS A LAND USE, AND SPECIFICALLY TO GATHER INFORMATION AND MAKE RECOMMENDATIONS REGARDING WHETHER PLASMA, BLOOD COLLECTION CENTERS, AS A LAND USE, CREATE ADVERSE IMPACTS TO ADJACENT PROPERTIES AND SURROUNDING AREAS THAT WERE NOT ANTICIPATED WHEN PLASMA, BLOOD COLLECTION CENTERS WERE ORIGINALLY DESIGNATED AS A PERMITTED USE IN THE

C-2 COMMERCIAL ZONING DISTRICT.

**Status:** On Council Agenda - Consent Calendar  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Marianne Butler

PRESIDENT KING: May I have a motion for approval?  
COUNCILMAN KRAMER: So moved.  
COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT KING: It's been properly moved and seconded.  
Is there any discussion?  
Councilman Stuckel do you wish to be recognized on this matter?  
It came out of planning and zoning.  
COUNCILMAN STUCKEL: No/  
PRESIDENT KING: Thank you.  
Is there any discussion?  
Hearing none, this is a resolution calling for a voice vote.  
All those in favor signify by saying aye.

ALL EXCEPT ONE: AYE

PRESIDENT KING: All opposed?  
COUNCILMAN HAWKINS: Nay.

PRESIDENT KING: One nay. In the opinion of the chair, the ayes have it.  
**The resolution is adopted with one nay and Councilman Owen was not present for the vote.**  
Madam Clerk, a reading of item 31.

31. AP50708JS APPOINTMENT OF JOHN STAUBLE TO THE HIGHVIEW FIRE DISTRICT BOARD, TERM EXPIRES JUNE 30, 2011.

**Status:** On Council Agenda - Old Business  
**Committee:** Rules, Ethics, & Appointments

COUNCILMAN ENGEL: Motion to approve.  
COUNCILMAN TANDY: Second.

PRESIDENT KING: It's been properly moved and seconded.  
Is there any discussion?  
Councilman Fleming, do you seek recognition.

COUNCILMAN FLEMING: Thank you Mr. President this passed out of committee unanimously except for a Council member that has a conflict of interest.

COUNCILMAN PEDEN: I have a more than perceived conflict of interest and will be abstaining.  
I have an actual conflict of interest.

PRESIDENT KING: So you'll be abstaining.  
Since appointments are usually approved by voice vote but we want to record Councilman Peden's abstention.  
We'll use the voting system.  
Madam Clerk, please open the voting.

**Voting Result: Item 31**

JUDY GREEN: YES  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: YES

DAVID TANDY: NOT VOTING  
CHERI HAMILTON: YES  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: ABSTAIN  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK; There were 24 yes votes, ONE abstention from CM Peden and ONE not voting, CM Tandy.

PRESIDENT KING: **The appointment is approved with one abstention.**

Madam Clerk, a reading of Item 32.

32. O-35-02-08 AN ORDINANCE ESTABLISHING AN AFFORDABLE HOUSING TRUST FUND  
AND AFFORDABLE HOUSING TRUST FUND BOARD.(AS AMENDED)

**Status:** On Council Agenda - Old Business  
**Committee:** Health & Human Needs  
**Primary Sponsor:** Tina Ward-Pugh  
**Additional Sponsor:**  
Cheri Bryant Hamilton  
David Tandy  
Robert Henderson  
Barbara Shanklin  
Robert Henderson  
Tom Owen  
Vicki Welch  
Judy Green  
Mary C. Woolridge

COUNCILWOMAN WARD-PUGH: Motion to approve.  
COUNCILWOMAN WELCH: Second.

PRESIDENT KING: We have a motion for approval by Councilwoman Ward-Pugh and a second by Councilwoman Welch.. This item has been properly moved and seconded.  
Is there any discussion?  
Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you Mr. President.  
We had several amendments in the committee meeting.  
And I would like for the Council to follow along with me.

As I would like to read these for one motion.

On Page 2 we amended it -- we amended out the very first whereas on Page 2.

The third whereas we added to Metro United Way the next line we struck out 8.4% and added 6.3%.

Skip the next whereas.

And whereas below it we struck out -- we added 11,251 men, women and children.

and 490 unaccompanied youth used the services in 2005.

You'll turn with me now to Page 4.

And in purpose Section 2, we added the word moneys. We struck address.

We added organizations dedicated to addressing.

Near the bottom of that, a same section we struck that serve and we added to organizations serving.

On Page 6 Section 5, we added temporary in front of rental assistance.

Let's see.

Page 7 duties under No. 2 duties No. 4 we added at the end of the sentence and Metro Council, including audited financial reports.

Page 8, No. 5 under conflict of interest we struck his/her spouse and we added family member.

And I would like to move those amendments.

COUNCILWOMAN WARD-PUGH: Second.

PRESIDENT KING: Thank you.

Those are the committee amendments.

And I have a motion and a second on those.

Is there any discussion on the committee recommended amendments at this point?

COUNCILWOMAN WOOLRIDGE: Mr. President, first of all, I would like a point of privilege.

I would like to thank the committee that worked so diligently on the health and Human Needs committee.

We worked probably two and a half to three months on this particular piece of legislation.

I think it's a good piece of legislation.

I would certainly like to thank Councilwoman Ward-Pugh, who is the primary sponsor of had ordinance.

She never missed a meeting.

And this all came about from the mayors Task Force for affordable housing and the members on that

Task Force represented 28 different organizations.

It has an endorsement list of over 88 organizations.

And again, I would just like to thank everyone.

And ask for support in voting on this particular ordinance.

Thank you.

PRESIDENT KING: Okay.

We're not voting on the ordinance at this point.

COUNCILWOMAN WOOLRIDGE: On the amendment, I'm sorry.

PRESIDENT KING: You can ask for support on voting on the ordinance but I wanted to make it clear at this point, we're dealing with the committee recommended amendment only and I'm sure there will be others offered.

Is there any further discussion on the amendments that have been offered?

Hearing none, this is amendment calling for a voice vote.

All those in favor signify by saying aye ye.

PRESIDENT KING: Any opposed?

The ayes have it.

**The committee amendment is approved.**

Is there any further discussion?

Councilman Blackwell?

COUNCILMAN BLACKWELL: Thank you, Mr. President.

If it's appropriate, I have a floor amendment now that I would like to offer.

PRESIDENT KING: Certainly appropriate.

COUNCILMAN BLACKWELL: Okay.



From the beginning of our discussion of affordable housing trust fund, I've expressed concerns that we have affordable housing opportunities throughout our community.

In our discussions in the committee, I was assured that the Board and the makeup of the Board would be good people and I certainly don't disagree with that in that they would move toward that goal.

However, in my District, some of my constituents at least see boards as being groups of people who are made up of people that do not share a zip code who make decisions very often about areas in our District, you know, where our zip codes are.

And so after much discussion about how we might put together -- make sure that the Board was representative of everyone's concerns, I'm offering a pretty simple amendment tonight.

That I explained in the committee of the whole that simply requires that seven of the Board members reside west of 65 and six of the Board members reside east of 65.

My goal here is not to divide us although it might sound like it to a person who is listening here but that it will ensure that we really do have a Board that represents the community at large.

COUNCILWOMAN WARD-PUGH: Second.

COUNCILMAN BLACKWELL: Should I read it?

It's one sentence it says seven of the members appointed shall reside -- in Section 6.

No. 1.

It simply says seven of the members appointed should reside west of 65 (Martin Luther King Boulevard) and six of the members should reside east of interstate 65.

COUNCILWOMAN WARD-PUGH: Second.

PRESIDENT KING: Thank you.

The amendment has been properly moved and seconded.

Is there any discussion on that amendment?

Hearing none -- excuse me.

Councilman Fleming, you're listed as seeking recognition.

Would you like to wait until after this -- with this vote.

COUNCILMAN FLEMING: Yes, sir.

PRESIDENT KING: Thank you.

Hearing none, this is an amendment calling for a voice vote.

All those in favor signify by saying aye.

ALL: AYE

PRESIDENT KING: All those opposed?

The ayes have it.

**The committee amendment is approved.**

Is there any further discussion?

Councilwoman Ward-Pugh, were you seeking recognition at this point or later?

Okay.

Thank you.

Councilman Fleming.

COUNCILMAN FLEMING: Thank you, Mr. President.

I had two real quick questions.

One I apologize.

I didn't get to my -- I guess the hot button on here to speak earlier.

I'm sorry.

PRESIDENT KING: I can hardly hear you.

COUNCILMAN FLEMING: I'm sorry; I guess I was bending down too low.

Thanks for the correction. In regards to the definition of family member, and I just want to know, we all assume what a family might be defined and such.

But I didn't know if there was any -- I just want a clarification more than anything else as far as family member.

And then the other question was in regards to the just discussed looking at the appointments and dividing it between 65, if some function could not be fulfilled by a certain area, I guess you might have to go up to eight or nine within a particular -- like on one side and then the other side to fulfill those roles. I didn't know if the Councilman had any thoughts about that. And this is more of a technical question. I'm not -- I mean I'm not overly concerned about it. But I just wanted to get clarification on those two items.

PRESIDENT KING: Is there anyone that would like to address that.  
Councilwoman Ward-Pugh.

COUNCILWOMAN WARD-PUGH: I would be glad to give it a shot.  
Purely going on historical involvement in this issue.  
And that had this effort in bringing about affordable housing trust fund has been a priority for are a lot of folks for the last 30 years. And folks who are board members of participating affordable housing organizations I believe we won't have a problem or there won't be a challenge to fill those positions on those Boards -- the Board of Directors.  
However, I would offer that should it become problematic that when we bring them back before us on an annual basis, that be something that we ask on a regular basis is that working out?  
Is it something that is causing some challenges.  
Or does it seem to be working out fairly.  
That's just my initial response.

PRESIDENT KING: Councilman Blackwell.

COUNCILMAN BLACKWELL: Yeah I would just like to further -- when you look at the list of the 13 members, I know that we have members of all of these constituencies even in District 12 much less the whole area west of 65.  
So I can't imagine that it's -- there will be any kind of an issue.  
But I appreciate the fact that Councilman Fleming brought it up.  
And we can at least address it.

PRESIDENT KING: Councilman Fleming, any other comments?

COUNCILMAN FLEMING: No, sir.  
I appreciate the opportunity.  
But my second part of the question as far as the definition of the family.  
And it might have been through the chairwoman.

PRESIDENT KING: Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President.  
Thank you, Councilman Fleming.  
We changed this to family member.  
We struck his/her spouse.  
Councilman Heiner offered this amendment.  
And the committee accepted it.  
So Mr. President, maybe Councilman Heiner would be in a better position to explain family member perhaps than I can.  
Because he offered this amendment.  
And we accepted it.

PRESIDENT KING: Councilman Heiner, would you like to address that?

COUNCILMAN HEINER: I would love to.  
In paragraph B of that same section, we're talking about conflicts.  
It refers to family member.  
And it just felt like from a consistency standpoint that if there's a conflict in one section where there's a family member involved that it should apply in both sections.  
And just not to spouse only.

PRESIDENT KING: Thank you.  
Councilwoman Ward-Pugh, were you looking for recognition.

COUNCILWOMAN WARD-PUGH: Well I would just offer that while I support that, it makes perfect sense for it to be consistent. I would offer that.  
My partner who works in a non-profit affordable housing agency is not yet declared legally my family.  
So I would offer a disappointment about that.  
But a reminder that while she does disclose that, they disclose that, and I do, as well, that might not always be the case.  
So while this is acceptable, I'll just remind you that it still leaves a number of folks out who are our family.  
Thank you.

PRESIDENT KING: Thank you.  
Is there any further discussion or any other amendments?  
Councilman Heiner?

COUNCILMAN HEINER: Thank you. In Section 5, we did have a discussion at the committee.  
on a potential amendment. And I would like to offer just a part of the amendment to Section 5.  
Here before the Council.

I guess hoping that it would have are support.  
In Section 5 right now is lists the goals of the giving for this trust fund Board.  
It talks about acquisition of property.  
New construction, rehabilitation.  
Emergency repair.  
Down payment assistance.  
Permanent financing.  
Temporary rental assistance.  
Maintenance.  
Even lead based paint removal.  
It talks about training, support services for closure intervention.  
I think items that enjoy wide support here on this Council.  
In fact, I'm not aware of any comments of any of these items listed that there was any dissent.  
Where the discussion comes in is whether or not this list, which is really the goals for the organization that if the goals change in the future, should Metro Council play a role in that.  
I feel -- and I'll be offering an amendment in a minute that if the goals of the organization change or the goals are expanded that I see Metro Council as a partner with this Board.  
And that it should come back to Metro Council for approval of a goal change.  
I don't think it's too likely.  
I think this list is very broad.  
In fact, even talking among the committee members and committee of the whole tonight I can't come up with any other ideas that should be on this list.  
And we even have foreclosure intervention.  
But if the goals of this organization change, just the fact that we are staffing the organization, that we're providing the seed money for the organization, the first million dollars, the fact that our Mayor is appointing the Board members, I feel like it's important that this Metro Council approve changes to goals for the organization.  
So I would like to offer an amendment to Section 5.  
That at the top of Section 5 where it says this organization is not limited to the following, that we strike that.  
And that under item 5, which says in addition to doing all of these items above, item 5 says any other activity that the Board determines that would address affordable housing needs move that we add to the end of that and as approved by Metro Council.  
I think this partnership long term is important.  
I think the goals here are to raise funds on an annual basis from a variety of sources.  
A lot of that will come from taxpayers in this community.  
And I feel like we need a close -- need to have a close relationship with this organization if the goals should change in the future.

So I move that.

COUNCILWOMAN ADAMS: Second.

PRESIDENT KING: This amendment has been properly moved and seconded.

Is there any further discussion?

Councilwoman Woolridge?

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President.

First of all, I would like to ask the Council to vote down Councilman Heiner's amendment.

These are the same amendments he offered in the committee.

And they were voted down in the committee.

I understand his concern.

However, this list in Section 5, it's really a Task Force recommendation.

We cannot pass this ordinance tonight and tie the hands of the Housing Trust Fund Board.

We cannot micro manage them.

And I feel like this was what would happen if we accept Councilman Heiner's amendment.

If he would look on Page 7 under 2 and No. 4, it says develop responsibilities for reporting to the public and elected officials by producing an annual report to the community and Metro Council, including audited financial reports.

So this Board will be coming before the Council each year.

There will also be a one-member Council member from our Metro Council on this particular housing trust fund Board.

None of our ordinances up here are created in stone.

And when they come before us at the end of one year and there's something going on with this housing trust fund or the Board that we see we don't like, I think at that particular time this is when these type of amendments should be offered.

But at this time I'm asking the Council to vote Councilman Heiner's amendment, vote no on his amendment.

Thank you, Mr. President.

PRESIDENT KING: Thank you, Councilman Owen?

COUNCILMAN OWEN: Without running the risk of being redundant, I would just like to underline several of the things that Councilwoman Woolridge noted.

I think for folks looking over our shoulder, there's so, so many of us who believe soundly in the purposes and goals of an affordable housing trust fund.

It's something we've been anticipated in this community for many, many years.

This item has been heard in committee now I think for three months.

So, it has had a whole lot of scrutiny and consideration.

Really, I'm going to be voting no on this amendment.

And just let me very quickly say that somewhere obviously there is a line between accountability.

In this case, accountability involves a member of the 13 member Board being a member of the Board being a member of the Metro Council.

It involves our approval of the mayoral appointees.

That is substantial accountability.

It involves our determination, at least a significant portion of the Board, as to where they live.

And it involves an annual report, including how funds are expended.

And it involves if there are in an annual appropriation additional funds required for Metro Government, which we all hope that there will be.

That will certainly be part of the budget ordinance and again the scrutiny of the Metro Council.

So there is substantial accountability.

Now, what I understood to be a listing, which was an educational process, not literally just an outlining of every specific responsibility of this Board as part of almost a preamble as it were, we have listed several of the activities that this Board can be involved in.

And as Mr. Heiner notes a goodly number of them.

But on the other hand, it does seem to me that we have gone beyond accountability to micro managing with all of the safeguards that I have noted.

And so -- and obviously why are we -- why is this even an issue?

It's because all of us have are concerns.  
And these are ancient.  
Lord, help me.  
They are ancient concerns about how housing for poor people is determined and where it's located.  
And that's the tension that we all feel.  
And that's what we're expressing in this three months of deliberation.  
In this very, very careful editing and reediting of words in the document.  
It's not a surprise to anyone that these are concerns that we bring to this Council.  
But again, and repeating, we're simply somewhere along that spectrum of concern, fretfulness, worry,  
somewhere there is a concern -- a line between accountability and micro management.

PRESIDENT KING: Thank you, Councilman Owen.  
Is there any other discussion?  
Councilman Heiner.

COUNCILMAN HEINER: I think Councilwoman Green might have had her hand up.

PRESIDENT KING: Councilwoman Green.

COUNCILWOMAN GREEN: Thank you, Mr. President.  
I would just like to go on record saying that I'm 100% behind this affordable housing trust fund ordinance.  
150%. As a matter of fact, I do believe I asked for my name to be added as a sponsor.  
I believe, though, in the interest of compromise there are some things that we can do to come to some  
consensus so we can move the ordinance out with the good number of us feeling fairly good about it.  
And I've talked to colleagues on both sides of the aisle.  
And I think we made some compromises.  
We've addressed some of Councilman Heiner's concerns.  
We've added in temporary to -- as modifier to rental assistance.  
I think he's asking now if we would add in the word under No. 5, Section 5 No. 5 add the word and is  
approved by the Council.  
I guess I don't see this as being the Council micro managing.  
I see this as an example that comes to my head a couple of years ago we didn't know we would be in the  
foreclosure situation we're in now. Someone had the good sense to add that in.  
And lo and behold, we're in a foreclosure crunch.  
There could be another situation that comes up in a couple of years that we don't foresee at this time.  
So I do believe I think what my colleague, Councilman Heiner, is asking is if there's -- there is something  
that comes up before the trust fund decides to take it upon themselves to tackle that issue,  
we would have that they come back and get it approved by Metro Council.  
I'm in favor of that.  
I don't think that's putting us in a situation where we are micro managing.  
I think it's putting us in a situation where we know what the needs are.  
And what -- what is happening on a day-to-day basis in the housing market.  
I'm okay with adding in approved by the Council.  
I'm not okay with adding in No. 6.  
Did you withdraw No. 6, Councilman Heiner?  
I'm okay with adding that in.  
And I just wanted to go on record to say that.

PRESIDENT KING: Thank you.  
Let me say that I had recognized Councilman Heiner and I'm going to go to him.  
But several of you are registering requests to speak on your system, which is very helpful.  
And if I overlook someone had a that puts their hand up, you might want to try to register on here.  
Keep in mind that you have to actually be clicked on the ordinance that we're dealing with in order for  
your name to appear on here.  
So that would be helpful.  
Councilman Heiner I'm going to go to you.

COUNCILMAN HEINER: Thank you.

Just a brief comment.

One, I agree with comments about the Task Force doing excellent work.

And I think the comments that the committee had in several meetings have been very minor and basically, the work is intact.

I did want to mention there were comments about we do have approval -- having approval of the mayoral appointees.

I think most of you would agree with me that our review of appointees basically makes sure that the individual didn't rob the local bank in the last two years or so.

And otherwise is an upstanding citizen.

But as far as delving into kind of their thought process, I mean, it really doesn't -- at least my experience in the last five years, it hasn't happened at this level.

We do have the audit provision in there.

I was proud to sponsor that amendment.

That is primarily look for criminal activity.

People running off with the money to make sure that that outside accounting firm comes in and checks that it really went where it was intended but doesn't really address the goals of the organization.

I see this not changing direction, but basically re-enforcing the goals.

If you think of it as a ship leaving the dock from the waterfront, there's sort of two ways to do that.

One is appoint the sailors, say just go, and here is some guidelines.

But also do whatever you want. to do.

And you know come back once a year and tell us what you did but with no authority.

What this would just say is here are the goals to the people on that ship when we give them a million dollars.

Here are the goals and if the goal changes we want you to come back and talk to us before you go after that next goal.

So I see it just as a financial stewardship and doesn't really change the effect of the ordinance at all.

And again, I hope for your support. Thank you.

PRESIDENT KING: Councilman Downard.

COUNCILMAN DOWNARD: Thank you, Mr. President.

I guess I would start by saying that I guess this thing would have come through 15 years ago, I would probably be one of the people being selected for this Board.

I started working in affordable housing when I had dark hair.

That was a long time ago.

This is the affordable housing trust is -- it has been a goal as some of my colleagues have mentioned of the affordable housing network.

It's a network of organizations.

For a long, long time.

And I think it is -- it's time that it's here.

It's good.

I've been in favor of it.

Although I got an e-mail today that said, people are supposed to lobby.

Most of you all knew where I was.

I think I feel a little -- I just want to add I think I would be in favor of it.

And let me tell you a little bit why.

First, I think if we look at our committee structure, we rely on our committees to do research for us.

To dig into information.

To ask for expert testimony.

And they do that well.

In this case, it was done well.

I watched most of these, a couple of them I came up and sat down in the meeting.

And I think it was done fairly well.

But a committee of 5 doesn't make decisions for 26.

So it behooves us to also take a hard look at it and see if there's something else that we feel might be important. I want to mention something about annual reports and audits.

I'm a C P A as the president is and audits review activity after the fact.

They don't say here is something that's going to happen we would like to try to look at it.

So it's something I think we can't rely onto keep us going.  
And I'll tell you one other thing that as I mentioned in the committee of the whole.  
We had a situation where we provided dollars to an organization that turned around and bought media to lobby us to get more dollars to change our mind.  
And I think that's something that I wouldn't want to have happen.  
You can't say legally that you can't do certain things.  
But I think if we have people come and tell us -- come to us and say here is this it new broad area we want to go into, it's hard for me to imagine this Council because I hope we're going to end up with around 20 plus in the right position of this.  
It's hard to think that we would not be as supportive as possible of anything that would be brought to us unless it was something that would be unusual.  
So I was in favor of this not as something that was restrictive.  
It doesn't appear too restrictive to me.  
But it's something that settles the one thing in my mind.  
And that is as things come up that there's a collaborative effort that we share -- with these organizations. I'll tell you what, there's one of the network of organizations there's probably ten in every one of our Districts. You can't imagine how large this group is.  
And I think that you're going to have people who are going to be telling you long before they want to do something. I think it kind of becomes a slam-dunk for us to get on board.  
And it also gives us the opportunity to as we do often say hmmm . . . there may be a way for us to help on this. Have you thought about this or have you found the funds there.  
And I think that's the kind of proactive thing that helps.  
I consider this very positive as opposed to negative.  
And I would support it.  
It makes this -- it's a slight touch.  
But this is really a good piece of legislation.  
And I think we've got to make sure we get through this tonight. And I would like to see a huge majority of this Council vote for it.  
Thank you, Mr. President.

PRESIDENT KING: Thank you, Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President.  
I share what my colleagues said about reaching across both sides of the aisle to compromise.  
However, Mr. President, all of the amendments in this particular piece of legislation were compromised. And they are Councilman Heiner's amendments.  
I don't want the 26 of us up here on this Metro Council to think we're the smartest people in the world because we sit on this Council.  
As I said earlier there were 28 different members -- different organizations on the affordable housing trust fund Task Force. And I'm going to read them, if you would allow me.  
It will take me just a few seconds.  
BB&T Bank.  
Catholic Charities,  
Clout,  
Coalition for the Homeless Inc.  
Fanny Mae Corporation.  
Federal Reserve Bank of St. Louis.  
Habitat For Humanity of Louisville Metro.  
Home Builders Association of Louisville.  
Housing Partners Inc., Independent Consultants.  
Kentucky Housing Corporation.  
Louisville Apartment Association.  
Louisville Metro Housing Authority.  
Louisville Metro Council. And our representative was Councilwoman Tina Ward-Pugh.  
Metro Housing and Community Development.  
Metro Housing Coalition.  
NAACP.  
National City Bank.

New Directions Housing Corporation.  
PNC bank.  
Whole company apartment association.  
Realtors association.  
Reality Housing.  
State Representative 35th District.  
State Representative for the 44th District  
The Rotanda Group Real Estate Association.  
Volunteers of America.  
US Department of HUD.  
That was 28 different organizations.  
And I think some of those folks in these organizations that was on the Task Force probably as smart as some of us up here.  
I don't want to second-guess them.  
I think they are probably smarter.  
I would like to see us vote Councilman Heiner's amendment down.  
Because these are the folks that did this ordinance.  
Thank you, Mr. President.

PRESIDENT KING: Thank you.  
Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President.  
I've sat through the caucus and through the committee of the whole. And now as we're on TV listening to what's really happening here.  
And as we were reminded by some of our colleagues, yes, the Mayor does appoint.  
But the Council has the final approval of those Board members.  
We have one of our very own Metro Council members who will be sitting on this Board.  
And it's almost an insult to me to think that some of my colleagues don't take our deliberations and appointments to Boards very seriously.  
Because I don't know how many of you all have submitted folks who live in your very own Districts to be on these Boards.  
And to say to them that you don't have good judgment or we don't trust your judgment and we're putting you on a Board, it's an insult to them, too.  
And I also would like to remind my colleagues that ever since we've sat on the Metro Council, we approve Board members of the suburban fire Districts all the time.  
We appoint those people to be the judges of millions of dollars of taxpayer's dollars and in their suburban districts and we have no oversight at all on those Boards, either.  
But I think it's an insult to say that all 13 of these members do not have good judgment  
That we will be approving.  
Nor does the Council member that we're going to put forth as our representative will not exercise good judgment, either.  
And that's where I am, colleagues.  
Thank you very much.  
PRESIDENT KING: Thank you.  
Councilman Blackwell.

COUNCILMAN BLACKWELL: Thank you, Mr. President.  
I appreciate the passion that my colleagues have about this affordable housing trust fund.  
And I know the work that went into it is what produces that passion.  
They had a passion to begin with.  
And they've put a lot of time and effort into this.  
And they feel like it's a work ready to go and to be passed as is.  
And I don't disagree with that.  
Yet my concern is that the amendment that Councilman Heiner offers tonight, if it is -- I trust that it is something that many of our colleagues see as being something that will help them to feel comfortable with affordable housing trust fund.



And I guess my fear is that I really don't want to see the fund -- something that's as important as affordable housing trust fund turn into a vote that is, you know, 15 to 11, 16-10, whatever. I would really like to see us come out with a 26-0 if possible or something really pretty close to that. Because I think, what it does for us then is to make a clear statement that the Council is behind this fund. And I think in all likelihood, it will make the -- those people who are on the Board, their job much easier if they can go forward and say we had a 26-0 Council was completely behind us. And so it seems to me while I understand that some of you don't like the particular amendment, it seems to me that the amendment, if it is, in fact, going to get us to that point where we have a 26-0 vote or something close to that, that it might be worth while to pass the amendment to make that happen. That being said, I would also recommend that if it doesn't have that effect, if we pass the amendment, if those of you who are willing to maybe, you know, compromise and it's not really where you want it to be but you can live with the amendment, if we pass that amendment and then we take the vote and we still end up with a 15-11 vote, I would say that we immediately reconsider and strike it. Tonight. While we're here. If it doesn't move us toward a greater number of people on board, then I would suggest that we trust our colleagues, we pass the amendment, we see the outcome of the vote. If it's 15-11 even after the amendment, then we move immediately to reconsider. Thank you.

COUNCILMAN DOWNARD: Call the question.

PRESIDENT KING: We still have a few people that are interested in speaking. Councilman Downard and since there was no second for that motion, I'll ignore it if you don't mind, Councilman Downard I would like to allow everyone to speak. Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: I'm going to be really quick.

PRESIDENT KING: And I will say that I will ask for new information and I don't think anyone has been redundant at this point.

COUNCILWOMAN SHANKLIN: Mine is pretty redundant. But the one thing that I do have to say is I think this is a really good piece of legislation. And especially, you know, when I look at my community. And just for once, I'm asking my colleagues let it not be about us. Let it be about our community. And pass this good piece of legislation without arguing about it. We need 26 votes. Or at least 25. And I'm seeing this. But --

COUNCILMAN DOWNARD: Because Councilman Tandy isn't here, correct?

PRESIDENT KING: Councilman Tandy is not here. That's right.

COUNCILWOMAN SHANKLIN: But I think it's very important that we don't bicker about it that we make it about the community and not about us.

PRESIDENT KING: Thank you. Councilman Fleming were you seeking recognition.

COUNCILMAN FLEMING: Yes, thank you Mr. President I want to say I do support this amendment basically for two reasons. One it shows the intent for future Council this makeup will change in having something as a trail and documentation will show our intent. And two, it further solidifies our relationship and partnership with the Board which I think it would be a very good thing to go forth. Once again, I do support this amendment. And in stepping back a little further in terms of this overall ordinance, it does fill a niche in this community. In this marketplace. Some time ago, I was a banker believe it or not. But working in a lot of different parts of this community and working with community reinvestment initiatives. I did come to a very good understanding that there is a lot of need out there in this community. And I think this definitely fills that niche.

And I want to make one more last point, Mr. President.  
That is I know the Councilwoman from the 24th District made a comparison between the fire Board and this buyer. There is a distinction between the two.  
The fire Board has their own taxing District and they handle their own things.  
We don't really fund them at all, if any.  
Whereas this is a funding mechanism.  
So there is a difference between the two.  
But I understand what she's trying to say and what she is trying to do with that.  
So I just wanted to make that point.  
I also want to say I do encourage you all to submit more names to the Mayor because the Councilwoman is correct that we need to be more active in doing that.

PRESIDENT KING: And fewer bank robbers.  
COUNCILWOMAN FLOOD: I have never submitted a bank robber's name.  
Nor do I know any.  
Never knowingly.  
PRESIDENT KING: That was in reference to Councilman Heiner's earlier comment.  
I was like I didn't say anything about bank robbers.  
PRESIDENT KING: If they haven't robbed a bank in the last two years, they get approved.  
Which is close to my heart.  
Councilwoman Green.

COUNCILWOMAN GREEN: Thank you.  
I know you said let's not be redundant.  
This may be redundant.  
But I just want to say that I think this should be a partisan type of ordinance.  
Or it shouldn't be a partisan type of ordinance.  
It shouldn't be about Democrats versus Republicans.  
I believe everyone on this Council is interested in affordable housing for persons in our community.  
I believe that with my heart. I do not believe that anyone here wants to block out people from being able to have access to affordable housing.  
And folks, I think you all know that I'm pretty opinionated but sometimes stubborn.  
But I also like to think that I'm the type of person that can be persuaded to look at an issue in a different light once you give me facts.  
One of the people on this Council that I look to a lot because he has done so much in this community and in my district with helping low income and underprivileged persons to receive money and purchase homes is Councilman Downard.  
And when I talked with him and he said, you know, No. 6 in Section 5 should be removed, could be removed. But why not leave in approved by the Council.  
He gave me the reasons and arguments. I respect him highly. I know the good work he's done.  
And I appreciate to that. And that's why I'm okay with voting for this amendment tonight.

PRESIDENT KING: Thank you.  
Councilwoman Welch  
COUNCILWOMAN WELCH: Thank you we will thank you Mr. President.  
I agree with Councilman Blackwell and what he said.  
I think this is a great piece of legislation for our community.  
I believe the accountability is already in place here.  
I'm not really in favor of this amendment.  
I think that many of my constituents would qualify for this funding in my end of town.  
I'm wholeheartedly for this.  
I want this to be a large number of us to show our community that we can work together and that our people do need this type of funding in place.  
The question that I have -- and Councilman Heiner, if you wouldn't mind to answer.  
The majority.. we're just given the seed money here.  
We're just given 1 million.  
The majority of the funding here is going to be private money.

So if we put this and is approved by Metro Council in here, you know, how can we approve what is private money?

How can that be a stipulation if they decide to do something with private money?

I'm just a little fearful of that language there.

PRESIDENT KING: Councilman Benson?

COUNCILMAN BENSON: Thank you, Mr. President. I'll try to be quick, not redundant.

You know a passion is really exciting for me.

I love people with passion even though they disagree with me a lot of times especially at home.

But this Board is very impressive. You know, I think it's outstanding.

But I was elected. And the people in my District and I think people in the community expect us to make sure we're -- there's oversight on how the money of the community -- people work hard for their money.

And to me, one of the things that -- you know, not just for us.

If you go to a bank and you want to borrow money, that -- they usually like collateral.

They want to know that they are going to get their money back.

Well if we really want this to be successful, you think if they take this document and it says I'm going to give a million dollars. But then they find out maybe it goes in other ways.

I think their lawyers would say wait a minute. I want to make sure it goes to what the ordinance says.

Unless somebody comes to the Council or something for oversight.

So I think it's very important not just from us. From the people out in the community who is going to give a lot of money. And I hope they give a lot.

But I think it could backfire because they say wait a minute I want better assurance that this money we're giving is going to be really used the right way. So we've eliminated that kind of problem.

By saying hey if, something happens that we think it's going to be a different thought.

We're going to come back to the Council and vote on it.

And to me, that just makes common sense.

And I think the -- you know, I'm for this.

I think it's something we really need.

You can't make it so broad that we end up hurting the whole process.

Thank you, Mr. President.

PRESIDENT KING: Thank you, my last speaker's Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President.

And I will be brief.

Some of us on this Council, we could have 26 votes.

But in the Committee of the Whole, I heard one of the Council people said if I don't get my way basically in other words if you don't accept my amendment I'll have a problem voting for this and I have a problem with people doing things like that.

And Mr. President, Councilwoman Welch asked a very good question.

And I think this is something we need to debate a little bit longer.

We're only putting in a million dollars for seed money.

The Board is going to raise additional money.

So why should this Board come back before the Council since we only have a million dollars of seed money in this housing trust fund.

PRESIDENT KING: Thank you. Councilwoman Woolridge.

And you'll get your wish it looks like.

We have a couple more people that are seeking recognition.

I do think we probably have 18 votes.

We need to close debate.

So I would like to move this along, if we could.

Councilman Stuckel.

COUNCILMAN STUCKEL: A bit of clarification to Councilwoman Ward-Pugh.

I've heard debated tonight the term affordable housing Task Force.

Is that the same thing as the housing policy advisory team that we served on?

COUNCILWOMAN WARD-PUGH: No.

COUNCILMAN STUCKEL: It's not. Okay.

The other comment I have is I'm very strongly in favor of this trust fund.

However, we are putting in a million dollars of seed money.

I would hope at some time in the future when our government is a little bit more flush that we would add to had a money. So I don't think it's only going to be the seed money.

I think we're going to have money -- the debate that's going on here is -- has evoked so much emotion of what I consider to be a really, really small item.

And it's not going to be good we're going to come back and be on their shoulders looking down at what they are doing every minute.

It's only if they change the direction that we're asking them to come back before us.

I fail to see what is so bad about that.

Thank you.

PRESIDENT KING: Councilwoman Flood.

COUNCILWOMAN FLOOD: Thank you, Mr. President.

I would like to ask the sponsor of the amendment if he would consider some additional language to his amendment that would read in part that says since it's the million dollars that we're concerned about the Metro Government is putting up as seed money that we say is approved by Metro Council before the million dollars is spent.

Once the million dollars is spent, then it doesn't come back in front of us, unless we put more money into it. And at that time, we can change the ordinance.

PRESIDENT KING: Councilwoman Cheri Bryant Hamilton.

COUNCILWOMAN HAMILTON: Thank you, Mr. President.

It seems like to me this isn't about anything about accountability versus control.

I mean, the accountability is there.

The Department of Metro Housing and Family Services is -- as well as the day-to-day operations will run this and will have oversight with the Board, as well.

We can always come back and amend an ordinance.

I've worked on a lot of ordinances and compromise is a goal.

And consensus is a goal.

But that doesn't always make for the best document all the time.

So I don't see how in Section 5 the type of eligible activities that have been mentioned and that it says but are not limited to.

You know, I don't think we should tie the hands. It's all in this area.

And I don't believe that they would go so far as -- I mean, I can't even imagine what would be so objectionable. You know, to letting a Board make those decisions.

Like somebody said, they are coming back to the Council. They are going to be reports.

We hear from the director of Metro housing and family services.

And we can amend the ordinance at any time. You know, we still have that ability and you know authority. So I think that we ought to let it go.

I think we ought to trust these 13 individuals.

And their expertise.

Because I know, the committee has spent a good deal of time on this.

But with the exception of a couple of people on here, we're not experts in this area.

So I would like to move this item forward

without that amendment.

PRESIDENT KING: Thank you.

Councilman Heiner.

COUNCILMAN HEINER: President King, I've been asked a couple of questions here.

One is how can we approve the use of private funds.

Well, at this point there are no -- of course there are no private funds involved here.

What we are saying is that this is the goal of the organization.  
 If somebody wants to contribute funds to this organization and they say you, know what?  
 New housing isn't important to me.  
 Repair of existing housing isn't important to me.  
 Temporary rental assistance isn't important.  
 Training people to buy housing is not important to me.  
 Foreclosure intervention isn't important.  
 Individual development accounts are not important.  
 Really anything to do on this list with housing and it's pretty much all encompassing, you know, that's not important to me. I want to give money to this organization.  
 And I want you to do some crazy deal with it.  
 You know how do you explain to the citizens in this community that we have a Board that's set up by the Mayor that we approved the appointees that's going about some crazy idea that was never intended.  
 And there's absolutely nothing we can do about it.  
 And what we're talking about here is financial stewardship.  
 And this community can only look to this Council.  
 We are their representatives here on what happens on this Board.  
 No matter where that money comes from, they are going to look to us.  
 Because we set it up. And we staffed it. And we provided the seed money.  
 And who knows, we may provide more money in the future.  
 And if there's a continuing source of funds, it's likely to be a fee for some kind of service in this community, whether it's deeds or mortgages somebody said.  
 They are going to look at that as if that's their money.  
 They are going to look to us as their representative.  
 So all I'm saying is everything we have listed here and no one tonight can come up with any other idea that should be on this list.  
 I can't come up with any idea that makes sense that should be on this list.  
 It's all about housing ,And housing people. And taking care of their needs.  
 So p if somebody wants to give money to this organization for a crazy idea before they go ahead with the crazy idea, this Council should vote and say you know what?  
 That idea may not be that crazy.  
 Okay.  
 Go ahead.  
 And once the idea is approved, it's done.  
 It's not like we're going to approve individual projects.  
 It's just a new goal or a new vision for this organization.  
 I'm just saying this is the vision to help people with housing.  
 And if that changes, we should approve it.  
 You know there's probably less than a 1% chance that anyone will ever come back to the Council for approval of another idea.  
 But I think from a financial stewardship standpoint, our responsibility is to the taxpayers in this community.  
 And without this we are just setting this organization adrift that can change it's goals whenever it wants to change them in the future and there's absolutely nothing this Council can say about it.  
 I think we ought to say the goals should be these.  
 And if you're going to change the goals come to us for approval.  
 It's that simple.  
 I don't think they will ever come to us for approval.  
 I think everything they will ever do, it's so broad, it's already on the list.  
 But if the goal changes, they should come back to us.  
 We should have at least that level of partnership.  
 And that's why I think supporting this, although it will probably never be used, that's why it's important as our role as financial stewards in this community.

PRESIDENT KING: Thank you, Councilman Fleming.

COUNCILMAN FLEMING: Thank you, Mr. President.

I thought Councilman Heiner was going to answer more questions.

But I did have --

PRESIDENT KING: But you have the floor.

COUNCILMAN FLEMING: Thank you.  
I was going to call the question.

PRESIDENT KING: Oh, okay.  
Second.

PRESIDENT KING: I have a second on that.  
Madam Clerk, we have a motion and a second to call the question.  
Would you please open the voting.  
We're voting on the amendment, aren't we.

PRESIDENT KING: The first thing we're going to do is vote on whether or not we're going to vote on the amendment right now.  
So if you open the voting.  
To see if we have -- to see if we have the 18 votes necessary to call the question.  
We do.

**Voting Result: Calling the Question:**

JUDY GREEN: YES  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: YES  
DAVID TANDY: NOT VOTING  
CHERI HAMILTON: YES  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

The question has been called.  
This is an amendment that calls for -- normally would call for a voice vote but I would suggest that we register the vote on our voting system.  
So Madam Clerk, would you open the voting, please?  
On this amendment.

CLERK: One second, sir.

PRESIDENT KING: Take your time.  
Without objection, the voting is closing.  
The voting is closed.

**Voting Result: CM Heiner's amendment**

JUDY GREEN: YES  
BARBARA SHANKLIN: NO  
MARY WOOLRIDGE: NO  
DAVID TANDY: NOT VOTING  
CHERI HAMILTON: NO  
GEORGE UNSELD: NO  
KEN FLEMING: YES  
TOM OWEN: NO  
TINA WARD-PUGH: NO  
PRESIDENT JIM KING: NO  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: NO  
BOB HENDERSON: NO  
MARIANNE BUTLER: NO  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: NO  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: NO  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK: We have 13 yes votes, 12 no votes, one not voting.  
The no votes are Councilwoman Shanklin, Councilwoman Woolridge, Councilwoman Hamilton, Councilmember Unseld, Councilman Owen, Councilwoman Ward-Pugh, Councilman King, Councilwoman Welch, Councilman Henderson, Councilwoman Butler, Councilman Johnson and Councilwoman Flood.

PRESIDENT KING: Thank you, Madam Clerk.

**The amendment passes.**

We now have the amended version before us.

Is there any further discussion?

I had several people who were seeking recognition previously.

Councilwoman Welch, do you still want to speak?

COUNCILWOMAN WELCH: No, sir.

PRESIDENT KING: Councilman Johnson do you want to speak.

COUNCILMAN JOHNSON: I call the question.

COUNCILMAN KRAMER: Objection.

PRESIDENT KING: Without a second, we won't take a vote on calling the question.

Councilman Kramer?

COUNCILMAN KRAMER: I would like to add my name as a sponsor on this ordinance.

PRESIDENT KING: Madam Clerk, would you add Councilman Kramer's name.

Councilwoman Hamilton, do you want to speak?

COUNCILWOMAN HAMILTON: Well, it's probably a little late.  
But what I wanted to respond to Councilman Heiner's thing that if somebody wanted to give money, you know, for some out of the atmosphere project or goal, why wouldn't the Board just say no that's not what we do. This is what we do. I just didn't see why you would think it would be just anything.  
It will expand, you know. But that issue is under the bridge now.

PRESIDENT KING: Thank you Councilwoman Hamilton.  
Councilman Downard.

COUNCILMAN DOWNARD: Yes, Mr. President, thank you, I would like to add my name as a sponsor to this legislation.

PRESIDENT KING: Thank you.  
Councilman Blackwell.

COUNCILMAN BLACKWELL: I would like to be added, as well.  
I would like to be added as a sponsor.  
I'm not sure if I wasn't before.

CLERK: I don't have you on here.

PRESIDENT KING: Councilman Stuckel.

COUNCILMAN STUCKEL: Yes, add my name, please.

PRESIDENT KING: With the sponsor's permission.

COUNCILMAN STUCKEL: With the sponsor's permission.

PRESIDENT KING: Councilwoman Ward-Pugh.

COUNCILWOMAN WARD-PUGH: Thank you, Mr. President.

Just wanted to say that while I voted no on that amendment and I do think that really a number of folks have said it, whether it is believable or even conceivable, there are those among us who have a different place where we believe accountability becomes control.

And I don't know that I would suggest that that is a good or a bad thing.

But there are those of us who believe that this has crossed into that.

And therefore we voted no.

However, having said that, though, I hope that my colleagues will all vote yes on this ordinance.

I will be doing that and would appreciate your support.

PRESIDENT KING: Thank you.  
Councilman Johnson you're back in the queue.

COUNCILMAN JOHNSON: Please add my name as a sponsor.

PRESIDENT KING: Councilwoman Green.

COUNCILWOMAN GREEN: I do believe I already did.  
But if not, I would like for my name to be added.

PRESIDENT KING: Councilwoman Welch you're back in the queue.

COUNCILWOMAN WELCH: Yes, I believe I was a sponsor, also, but it didn't show up on the new amended version that we printed out tonight.  
So I just wanted to be sure I was a co-sponsor.

CLERK: It's actually on the system.

And if you were to bring up the system, we don't usually add it to the version.

But you are noted and it will be on your record.

COUNCILWOMAN WELCH: Thank you.

PRESIDENT KING: Councilman Benson?



COUNCILMAN BENSON: Mr. President, add me as a sponsor, too, please.

CLERK: So noted.

PRESIDENT KING: Madam Clerk, did you get that.

CLERK: Yes, sir.

PRESIDENT KING: And Councilwoman Shanklin.

COUNCILWOMAN SHANKLIN: I think I'm already on there as a sponsor.  
What I do want to say is one of the -- I will be voting for it.  
But I did want to make a comment as far as bringing something back to full Metro Council.  
Do you realize how long it takes to come back before Metro Council?  
As long as six weeks.  
So I just wanted everybody to keep that in mind.  
Sometimes it takes six weeks to get anything passed before this Council.  
Thank you.

PRESIDENT KING: Councilmember Unseld.

COUNCILMAN UNSELD: Please add my name as a sponsor, Mr. President.

PRESIDENT KING: Madam Clerk, without objection from the sponsor Councilmember Unseld's name will also be added.

CLERK: So noted.

PRESIDENT KING: Any other discussion?  
Hearing none, this is an ordinance calling for a roll call vote.  
Madam Clerk, please open the voting.  
We are voting on the amended version are.

**Voting Result: Floor Amended Version**

JUDY GREEN: YES  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: YES  
DAVID TANDY: YES  
CHERI HAMILTON: YES  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES

DOUG HAWKINS: NO  
ELLEN CALL: YES

CLERK: There are 25 yes votes on one no vote from Councilman Hawkins.

PRESIDENT KING: **The ordinance as amended passes.**

Madam Clerk, a reading of item 33.

33. O-85-04-08 AN ORDINANCE CHANGING THE ZONING FROM C-1, COMMERCIAL TO EZ-1, ENTERPRISE ZONE ON PROPERTY LOCATED AT 1600-1606 WEST MARKET STREET, CONTAINING A TOTAL OF 0.51 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 9327).

**Status:** On Council Agenda - Old Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Tom Owen

PRESIDENT KING: Thank you, May a motion for approval.

COUNCILMAN ENGEL: So moved.

COUNCILWOMAN WARD-PUGH: Second.

PRESIDENT KING: This item has been properly moved and seconded.

Is there any discussion?

Councilman Owen?

COUNCILMAN OWEN: Yes, thank you Mr. President.

This item was heard in the planning zoning land design and development committee at our regular meeting.

This is a proposed change, a slight change of use.

This has been an electric motor business.

They have been involved in electric motor sales and repair.

But this is an expansion of use electric motor sales and installation.

This is going to also involve electric motor repairs.

So that's the use change. They are also doing an addition, a small addition to the building.

This is the 16th and Market.

Those of you recognize it as the Albert Crush Company.

Very, very handsome historic building.

Just across the street on the same side as the Catholic School that's been converted to housing for Saint Patrick's.

It's a wonderful building.

And this change from C-1 to EZ 1 has been requested.

It's in Councilman Tandy's District.

He may well want to speak to it.

PRESIDENT KING: Thank you Councilman Owen.

COUNCILMAN TANDY: Thank you Councilman Owen.

PRESIDENT KING: Looking to Councilman Tandy, would you like to address this.

COUNCILMAN TANDY: Thank you, Mr. President.

We're certainly in favor of this particular zoning change.

We would ask for your approval.

Thank you.

PRESIDENT KING: Thank you Councilman Tandy.

Is there any further discussion?

Hearing none, this is an ordinance calling for a roll call vote.  
Madam Clerk, please open the voting.

**Voting Result: Item 33**

JUDY GREEN: NOT VOTING  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: NOT VOTING  
DAVID TANDY: YES  
CHERI HAMILTON: NOT VOTING  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: NOT VOTING  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: NOT VOTING  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK: There are 21 yes votes and five not voting.  
Councilwoman Green, Councilwoman Woolridge, Councilwoman Hamilton, Councilwoman Ward-Pugh  
and Councilman Stuckel.  
PRESIDENT KING: **The ordinance passes.**  
Madam Clerk, a reading of item 34.

34. O-84-04-08 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY  
RESIDENTIAL TO R5-A, MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 10407  
AND 10501 SEATONVILLE ROAD, CONTAINING A TOTAL OF 18.9 ACRES AND BEING IN  
LOUISVILLE METRO (CASE NO. 9624).

**Status:** On Council Agenda - Old Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Tom Owen

PRESIDENT KING: May I have a motion.  
COUNCILMAN ENGEL: Motion to approve.

PRESIDENT KING: May I have a second.  
COUNCILMAN JOHNSON: Second.

PRESIDENT KING: This has been properly moved and seconded.  
Is there any discussion Councilman Owen?

COUNCILMAN OWEN: Yes, again heard in committee, Mr. President and colleagues. This is almost a 19-acre track a good-sized track.

The proposal is to -- proposal is to move it from R-4 to R 5 a with an 84 patio homes and 14 single-family lots on two separate tracks.

This is just on Seatonville Road just inside Schaffer Lane very near the very near the intersection of Seatonville and Snyder.

So this proposal is in Councilman Engel's District and he may well want to speak to it.

PRESIDENT KING: Councilman Engel would you seek recognition.

COUNCILMAN ENGEL: Yes, sir thank you Mr. President nobody spoke in opposition.

There was one public comment from one gentleman who was concerned about speeding vehicles on Seatonville Road. The proposed development meets the community form and compatibility criteria it's a low medium density condominium community.

And I would ask my colleagues to support this ordinance.

PRESIDENT KING: Thank you.

Is there any further discussion?

Hearing none, this is an ordinance calling for a roll call vote.

Madam Clerk, please open the voting.

**Voting Result: Item 34**

JUDY GREEN: NOT VOTING

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: NOT VOTING

DAVID TANDY: NOT VOTING

CHERI HAMILTON: NOT VOTING

GEORGE UNSELD: YES

KEN FLEMING: YES

TOM OWEN: YES

TINA WARD-PUGH: NOT VOTING

PRESIDENT JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JULIE RAQUE ADAMS: YES

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

ELLEN CALL: YES

CLERK: There are 21 yes votes and five not voting.

Councilwoman Green Councilwoman Woolridge Councilman Tandy Councilwoman Hamilton and Councilwoman Ward-Pugh.

PRESIDENT KING: Thank you. **The ordinance passes.**

Madam Clerk a reading of item 35.

35. O-81-04-08 AN ORDINANCE CHANGING THE ZONING FROM R-4, SINGLE-FAMILY RESIDENTIAL TO PDD, PLANNED DEVELOPMENT DISTRICT ON PROPERTY LOCATED AT 8708 BROWNSBORO ROAD, CONTAINING A TOTAL OF 30.25 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 9344).

**Status:** On Council Agenda - Old Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Tom Owen

COUNCILMAN ENGEL: Motion to approve.  
COUNCILWOMAN WELCH: Second.

PRESIDENT KING: The item has been properly moved and seconded.  
Is there any discussion?  
Councilman Owen.

COUNCILMAN OWEN: Yes, this was heard in the planning zoning land design and development land committee. It is a large track.  
Many folks will remember it as Kitty's Nursery and Produce for many, many years.  
It's on Highway 22. I keep thinking Highway 22.  
Brownsboro Road. Just east of Goose Creek on the south side of the road.  
Properly one of the most interesting things about this 170 dwelling units that are proposed there in a specially designed subdivision.  
There will be ongoing review of the units and how they are developed with appropriate setbacks.  
This is one of the most interesting aspects from my perspective is how well they worked with the adjoining subdivision to provide an access on Calgary Way into the new subdivision and then onto Brownsboro Road. And it worked very, very well.  
This is in Councilman Downard's District.  
And he spoke in committee and may well want to make additional comments.

PRESIDENT KING: Councilman Downard, would you like to be recognized.

COUNCILMAN DOWNARD: Yes, I had a long discussion about this in committee.  
It was an unusual development because it started out something that you kind of wonder why you want to do something there when you've been buying your fruit there for years.  
But in any event, it changed. And I think the chairman said what he said was true.  
They worked incredibly well with four different subdivisions on all four sides and it turned out it was something the people were in agreement with and I ask my colleagues to vote in favor of.

PRESIDENT KING: Is there any further discussion?  
Hearing none, this is an ordinance calling for a roll call vote.  
Madam Clerk, please open the voting.

**Voting Result: Item 35**

JUDY GREEN: YES  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: YES  
DAVID TANDY: NOT VOTING  
CHERI HAMILTON: NOT VOTING  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES

RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK: There are 24 yes votes and two not voting.  
Councilman Tandy and Councilwoman Hamilton.

PRESIDENT KING: **The ordinance passes.**  
Madam Clerk, a reading of item 36.

36. O-74-04-08 AN ORDINANCE CHANGING THE ZONING FROM R-5A MULTI-FAMILY RESIDENTIAL TO CN COMMERCIAL NEIGHBORHOOD ON PROPERTY LOCATED AT 5136 POPLAR LEVEL ROAD, CONTAINING A TOTAL OF 4.1 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 9669).

**Status:** On Council Agenda - Old Business  
**Committee:** Planning/Zoning, Land Design & Development  
**Primary Sponsor:** Tom Owen

COUNCILWOMAN WOOLRIDGE: Motion to approve.  
COUNCILWOMAN WARD-PUGH: Second.

PRESIDENT KING: This item has been properly moved and seconded.

Is there any discussion?

Councilman Owen.

COUNCILMAN OWEN: Yes again heard in committee.

It came out of the committee with a unanimous vote.

This is a testimony of how the world changes when you extend Jefferson Boulevard to the north.

When you do that, coming off of Fern Valley across Fern Valley and extending it to Poplar Level Road you suddenly develop a new intersection.

On the west side of Poplar level and the new extended Jefferson Boulevard there have been several developments involving office condos this site had earlier been zoned for a more dense housing development.

But the developer came back with a proposal for a commercial neighborhood designation.

From that R 5 A zoning.

It will be for office condos and a bank on that corner.

And as I say, it came out of committee with a unanimous recommendation for approval.

It's in Councilwoman Shanklin's District.

And she may well want to comment.

PRESIDENT KING: Councilwoman Shanklin would you like to be recognized.

COUNCILWOMAN SHANKLIN: Yes, I would.

Thank you. I think it's going to really enhance that corner because on one side it's condos.

And across on the other side it's going to be more apartments.

And there was no opposition.

And everyone was for it so I think it will be an enhancement on that corner.

And I'm looking for a yes vote.

PRESIDENT KING: Thank you, is there any further discussion?  
Hearing none, this is an ordinance calling for a roll call vote.  
Madam Clerk, please open the voting.

**Voting Result: Item 36**

JUDY GREEN: NOT VOTING  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: YES  
DAVID TANDY: NOT VOTING  
CHERI HAMILTON: NOT VOTING  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES  
STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK: There are 23 yes votes and three not voting.  
Councilwoman Green Councilman Tandy and Councilwoman Hamilton.

PRESIDENT KING: Thank you **the ordinance passes.** T  
here is no item 37.  
Madam Clerk, a reading of item 38.

38. O-80-04-08 AN ORDINANCE APPROPRIATING (\$7,000) \$10,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$5,000 FROM DISTRICT 22; \$1,000 FROM DISTRICT 18; \$2,000 FROM DISTRICT 20 AND \$500 EACH FROM DISTRICTS 10, 12, 13 AND 4, THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO LIFEHOUSE, INC. FOR PROGRAM OPERATIONS. (AS AMENDED)

**Status:** On Council Agenda - Old Business  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:**  
Robin Engel  
Julie Raque Adams  
Jim King  
David Tandy  
Rick Blackwell  
Stuart Benson  
Vicki Welch

COUNCILMAN ENGEL: Motion to approve.

COUNCILWOMAN WELCH: Second.

PRESIDENT KING: This item has been properly moved and seconded.  
Is there any discussion? Councilman Johnson this came out of your committee.

COUNCILMAN JOHNSON: Yes, there was an amendment in the committee for District 13 for \$500.  
District 12 for \$500. District 20 for \$2,000 for a new total of \$10,000.  
I'm making a motion for that.

PRESIDENT KING: I have a motion to make those committee amendments.  
Do I have a second?

COUNCILMAN DOWNARD: Second.

PRESIDENT KING: The amendment has been properly moved and seconded.  
Is there any further discussion.  
Let's if we have any other items Councilman Engel, I know that you would want to address this can we do that after we address the committee amendments.

COUNCILMAN ENGEL: Sure.

PRESIDENT KING: Thank you.

COUNCILWOMAN WOOLRIDGE: I think my light is on.  
I don't know if this is the correct time.  
I wanted to add to this appropriation.

PRESIDENT KING: Yeah, if you don't mind let me deal with the committee amendments and then we'll come back and do a second amendment to pick up those people that want to address it now.  
I have quite a few people that are signed onto do that.  
If you don't mind this amendment, calls for a voice vote.

All those in favor signify by saying aye.  
ALL PRESENT: aye

PRESIDENT KING: Opposed.  
The ayes have it. **The committee amendment is approved.**  
Now we'll do open discussion Councilman Engel I believe you're the sponsor of this.  
Do you want to address this.

COUNCILMAN ENGEL: Thank you, Mr. President.  
I'll be very brief.

You know, we've heard eloquently talking tonight about our -- you know let's not think about us.  
But let's think about the people.

And I can't think of a greater example than the speaker who came to talk about this particular organization tonight.

She is thinking about those less fortunate young ladies and I think the front of her brochure says it all inspiring and providing hope to those looking for direction.

So first off, I want to thank all of the folks who have put up dollars from their Neighborhood Development Funds for this and I really appreciate it. Thank you.

PRESIDENT KING: Thank you.  
Councilman Hawkins.

COUNCILMAN HAWKINS: Thank you, Mr. President.  
District 25 would like to add \$500, please, sir.

PRESIDENT KING: I'll take that as an amendment -- motion to amend for \$500.  
There are other motions sir.

PRESIDENT KING: Let's go ahead and add all these up and we'll get a second on all of it.  
Councilwoman Woolridge.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President.



District 3, \$500.

PRESIDENT KING: Councilman Downard?

COUNCILMAN DOWNARD: District 16, \$1,000.

PRESIDENT KING: Councilman Unsel.

COUNCILMAN UNSEL: District 6, \$250.

PRESIDENT KING: Councilwoman Flood?

\COUNCILWOMAN FLOOD: Thank you, Mr. President.

District 24, \$500.

PRESIDENT KING: Madam Clerk, you have a calculator, right?

PRESIDENT KING: Councilman Peden.

COUNCILMAN PEDEN: Yes, District 23, \$500.

PRESIDENT KING: Councilwoman Shanklin?

COUNCILWOMAN SHANKLIN: District 2, \$500.

PRESIDENT KING: District 23 was \$500 is that right?

COUNCILMAN PEDEN: Yes, sir.

PRESIDENT KING: District 2 is \$500.

Councilman Johnson in.

COUNCILMAN JOHNSON: District 21 is \$500.

Councilwoman Hamilton District 5 is also \$250.

And District 1 is \$250.

PRESIDENT KING: You're going to offer an amendment to take money from other Council members and put it in there.

[Laughter.]

COUNCILMAN JOHNSON: They've asked me to do that.

PRESIDENT KING: Thank you

I thought so.

Thinking about adding some from District 21 myself.

PRESIDENT KING: Thank you for that, though.

Councilman Henderson?

COUNCILMAN HENDERSON: \$300.

PRESIDENT KING: And then Councilman Stuckel.

COUNCILMAN STUCKEL: Yes, 500.

PRESIDENT KING: All right.

Is there any other changes?

All right.

Madam Clerk, is anybody doing the math on that.

CLERK: Yes, sir, I am here.

PRESIDENT KING: I have people pointing at each other.

CLERK: Do you mind if I review this.

PRESIDENT KING: That's a great idea.

CLERK: District 5, \$250.

District 25, 500.

District 3, 500.  
District 16, 1,000.  
District 6, 250.  
District 24, 500.  
District 23, 500.  
District 2, 500.  
District 21, 500.  
District 1, 250.  
District 14, 300.  
And District 17, 500.  
Does that cover everybody?

PRESIDENT KING: Is that close to 6,550.  
I don't think it's 15,000.

CLERK: It's the new total.

PRESIDENT KING: Oh, the new total.  
Sorry; it could be.

As long as you have the calculator.

COUNCILMAN KRAMER: I make a motion to accept the amendments.

PRESIDENT KING: Thank you.

COUNCILMAN DOWNARD: Second.

PRESIDENT KING: All right, we have a motion and a second on the amendments.  
That amendment calls for a voice vote All those in favor signify by saying aye.  
ALL PRESENT: AYE

PRESIDENT KING: Any opposed? The ayes have it. **The amendment is approved.**  
Is this an ordinance or resolution.

CLERK: It's an ordinance sir.

PRESIDENT KING: We now have the amended version before us.  
And this is an ordinance I understand calling for a roll call vote.  
Madam Clerk, please open the voting.

**Voting Result: Item 38**

JUDY GREEN: NOT VOTING  
BARBARA SHANKLIN: YES  
MARY WOOLRIDGE: NOT VOTING  
DAVID TANDY: NOT VOTING  
CHERI HAMILTON: NOT VOTING  
GEORGE UNSELD: YES  
KEN FLEMING: YES  
TOM OWEN: YES  
TINA WARD-PUGH: YES  
PRESIDENT JIM KING: YES  
KEVIN KRAMER: YES  
RICK BLACKWELL: YES  
VICKI WELCH: YES  
BOB HENDERSON: YES  
MARIANNE BUTLER: YES  
KELLY DOWNARD: YES  
GLEN STUCKEL: YES  
JULIE RAQUE ADAMS: YES  
HAL HEINER: YES

STUART BENSON: YES  
DAN JOHNSON: YES  
ROBIN ENGEL: YES  
JAMES PEDEN: YES  
MADONNA FLOOD: YES  
DOUG HAWKINS: YES  
ELLEN CALL: YES

CLERK: There are 22 yes votes and four not voting.  
Councilwoman Green, Councilwoman Woolridge, Councilman Tandy and Councilwoman Hamilton.

PRESIDENT KING: Thank you, Madam Clerk.  
**The ordinance as amended passes.**

### **NEW BUSINESS**

Next item of business is new business.  
New business comprises items 39 to 54. Madam Clerk, a reading of those items and their assignments to committees.

39. R-76-05-08 A RESOLUTION DETERMINING THREE (3) PARCELS OF REAL PROPERTY LOCATED IN TAX BLOCK 88G, SHOWN ON EXHIBIT A ATTACHED HERETO, IN WHICH LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (METRO GOVERNMENT), SUCCESSOR TO THE CITY OF LOUISVILLE HAS SOME OWNERSHIP INTEREST, AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER IN EXCHANGE FOR AN EQUAL AMOUNT OF REAL PROPERTY.

**Status:** On Council Agenda - New Business  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:** Jim King

40. R-77-05-08 A RESOLUTION PURSUANT TO ORDINANCES 126 AND 127, SERIES 2007, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – (EDDIE THOMPSON AND ASSOCIATES, LLC - \$72,000.00).

**Status:** On Council Agenda - New Business  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:** Jim King

41. O-89-05-08 AN ORDINANCE APPROPRIATING \$5,250 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$3000 FROM DISTRICT 14; \$1000 FROM DISTRICT 6; \$500 EACH FROM DISTRICTS 12 AND 13; AND \$250 FROM DISTRICT 25 THROUGH THE DEPARTMENT OF FINANCE AND ADMINISTRATION, TO ADOPT A FLAG, INC. TO PLACE FLAGS ON GRAVES OF LOCAL VETERAN POLICE AND FIREFIGHTERS, IN CONNECTION WITH A MEMORIAL DAY CEREMONY.

**Status:** On Council Agenda - New Business  
**Committee:** Appropriations, NDFs and CIFs  
**Primary Sponsor:**  
Robert Henderson  
George Unseld  
Rick Blackwell  
Vicki Welch  
Doug Hawkins

42. O-88-05-08 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (APRIL 11, 2008 THROUGH JUNE 30, 2011) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE FRATERNAL ORDER OF POLICE, LODGE 614 CONCERNING LIEUTENANTS AND CAPTAINS OF LOUISVILLE METRO POLICE DEPARTMENT.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Jim King

43. O-90-05-08 AN ORDINANCE RATIFYING AND APPROVING A COLLECTIVE BARGAINING AGREEMENT (JULY 1, 2006 TO JUNE 30, 2012) RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW) CONCERNING CERTAIN EMPLOYEES OF LOUISVILLE EMA/METROSAFE.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** David Tandy

44. R-82-05-08 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET IN THE AMOUNT OF APPROXIMATELY \$40,000.00 FOR WETLAND RESTORATION AT BEARGRASS CREEK.

**Status:** On Council Agenda - New Business  
**Committee:** Transportation/Public Works  
**Primary Sponsor:** Tina Ward-Pugh

45. O-91-05-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS VARIABLE RATE DEMAND INDUSTRIAL BUILDING REVENUE BONDS (SPALDING UNIVERSITY, INC. PROJECT), SERIES 2008 IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$13,500,000 AND THE LOAN OF THE PROCEEDS THEREOF TO SPALDING UNIVERSITY, INC. TO FINANCE A PORTION OF THE COSTS OF PURCHASING, CONSTRUCTING AND IMPROVING THE BRECKINRIDGE BUILDING ON THE CAMPUS OF SPALDING UNIVERSITY AND REFINANCE OUTSTANDING DEBT; AUTHORIZING THE EXECUTION AND DELIVERY ON BEHALF OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT OF (1) AN INDENTURE OF TRUST PURSUANT TO WHICH THE BONDS WILL BE ISSUED, (2) A LOAN AGREEMENT BETWEEN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AS LENDER, AND SPALDING UNIVERSITY, INC. AS BORROWER, PROVIDING FOR LOAN REPAYMENTS SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AS THE SAME BECOME DUE, AND (3) A BOND PURCHASE AGREEMENT PROVIDING FOR THE SALE OF THE BONDS ON A NEGOTIATED BASIS; AND TAKING OTHER RELATED ACTION.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** George Unseld

46. O-93-05-08 AN ORDINANCE ADDING A NEW SECTION OF CHAPTER 39 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO LANGUAGE ACCESS TO PROGRAMS AND ACTIVITIES OFFERED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT.

**Status:** On Council Agenda - New Business  
**Committee:** Health & Human Needs

**Primary Sponsor:** Dan Johnson

47. O-92-05-08 AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON NEW DEVELOPMENTS WHICH INCLUDE THE RETAIL SALES OF GASOLINE.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** Dan Johnson

48. O-94-05-08 AN ORDINANCE AMENDING CHAPTER 21 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO] RELATING TO ETHICS.

**Status:** On Council Agenda - New Business  
**Committee:** Rules, Ethics, & Appointments  
**Primary Sponsor:** Kenneth C. Fleming

49. O-96-05-08 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AUTHORIZING THE ISSUANCE OF ITS HEALTH FACILITIES REVENUE BONDS, SERIES 2008 (JEWISH HOSPITAL & ST. MARY'S HEALTHCARE, INC. PROJECT) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$380,000,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO JEWISH HOSPITAL & ST. MARY'S HEALTHCARE, INC. (THE "CORPORATION") TO (1) FINANCE THE CONSTRUCTION AND EQUIPPING OF A NEW POWER PLANT FACILITY AT STS. MARY & ELIZABETH HOSPITAL, RENOVATIONS AND EQUIPPING OF THE MAIN JEWISH HOSPITAL & ST. MARY'S HEALTHCARE MEDICAL CAMPUS, FRAZIER REHAB INSTITUTE, STS. MARY & ELIZABETH HOSPITAL, OUR LADY OF PEACE AND JEWISH HOSPITAL MEDICAL CENTER SOUTHWEST, AND REIMBURSEMENT FOR PAST CAPITAL EXPENDITURES AT ANY OR ALL OF THE ABOVE FACILITIES, (2) REFUND ALL OF THE OUTSTANDING SERIES 2002 BONDS AND SERIES 2004 BONDS THAT WERE ISSUED FOR THE BENEFIT OF THE CORPORATION, (3) PAY CERTAIN AMOUNTS IN CONNECTION WITH THE TERMINATION OR MODIFICATION OF ONE OR MORE INTEREST RATE EXCHANGE AGREEMENTS, AND (4) PAY CERTAIN COSTS OF ISSUANCE; AUTHORIZING A BOND INDENTURE, FORM OF BOND, LOAN AGREEMENT, BOND PURCHASE AGREEMENT, TAX EXEMPTION AGREEMENT, PRELIMINARY OFFICIAL STATEMENT, OFFICIAL STATEMENT, FORM OF ESCROW AGREEMENT AND OTHER RELATED DOCUMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS.

**Status:** On Council Agenda - New Business  
**Committee:** Labor & Economic Development  
**Primary Sponsor:** David Tandy

50. O-97-05-08 AN ORDINANCE RELATING TO METHAMPHETAMINE CONTAMINATED PROPERTY, PUBLIC NUISANCES, AND THE PROPERTY MAINTENANCE CODE.

**Status:** On Council Agenda - New Business  
**Committee:** Transportation/Public Works  
**Primary Sponsor:**  
Vicki Welch  
Rick Blackwell  
**Additional Sponsor:**  
Madonna Flood  
Robert Henderson

51. R-84-05-08 A RESOLUTION ASKING THAT CERTAIN STEPS BE TAKEN TO IDENTIFY PERSONS IN THE CUSTODY OF THE METRO CORRECTIONS DEPARTMENT

**Status:** On Council Agenda - New Business  
**Committee:** Health & Human Needs

**Primary Sponsor:** Doug Hawkins

52. O-95-05-08 AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$11,500.00 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) OF DISTRICT 21, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, TO THE LOU TATE FOUNDATION, INC. TO BE USED FOR PROGRAM AND OPERATING EXPENSES OF THE LITTLE LOOM HOUSE

**Status:** On Council Agenda - New Business

**Committee:** Appropriations, NDFs and CIFs

**Primary Sponsor:** Dan Johnson

53. R-85-05-08 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED AT 1429 BLUEGRASS AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

**Status:** On Council Agenda - New Business

**Committee:** Appropriations, NDFs and CIFs

**Primary Sponsor:** Marianne Butler

54. R-83-05-08 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS, CONCERNING A GRANT OF \$295,178.00 FOR THE SHELBYVILLE ROAD BEAUTIFICATION PROJECT , PHASE II.

**Status:** On Council Agenda - New Business

**Committee:** Transportation/Public Works

**Primary Sponsor:** Hal Heiner

PRESIDENT KING: I think that concludes our business for the evening.

May I have a motion to adjourn:

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There being no further business, the **May 15th, 2008** Regular Louisville Metro Council meeting adjourned without objection on a motion by Councilman Owen and second by Councilwoman Flood at 8:22 PM EDT.

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Kathleen J. Herron, Metro Council Clerk

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Jim King, Metro Council President

Announcements were made by CW Welch, CW Ward-Pugh, CW Flood, CM Blackwell, and CM Owen.
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